

KENNETH ERICKSON,  
Plaintiff,  
vs.  
RENEE BAKER et al.,  
Defendant

## ORDER

## I. LEGAL STANDARDS

1 of 3

1 upon screening, the plaintiff should be given leave to amend the complaint with directions as to  
2 curing its deficiencies, unless it is clear from the face of the complaint that the deficiencies could  
3 not be cured by amendment. *See Cato v. United States*, 70 F.3d 1103, 1106 (9th Cir. 1995). All  
4 or part of a complaint filed by a prisoner may be dismissed *sua sponte* if the prisoner's claims  
5 lack an arguable basis in law or in fact. This includes claims based on legal conclusions that are  
6 untenable, e.g., claims against defendants who are immune from suit or claims of infringement of  
7 a legal interest which clearly does not exist, as well as claims based on fanciful factual  
8 allegations, e.g., fantastic or delusional scenarios. *See Neitzke v. Williams*, 490 U.S. 319, 327–28  
9 (1989); *see also McKeever v. Block*, 932 F.2d 795, 798 (9th Cir. 1991).

## 10 **II. DISCUSSION**

11 The Court finds that the Complaint, to the extent it is intelligible, is delusional. The  
12 sparse references to “due process” and other legal terms of art notwithstanding, the gravamen of  
13 the claims are unclear. The several motions Plaintiff has filed in the interim further demonstrate  
14 the futility of any attempt at amendment.

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**CONCLUSION**

IT IS HEREBY ORDERED that the Motion for Leave to Proceed in Forma Pauperis (ECF No. 16) is GRANTED.

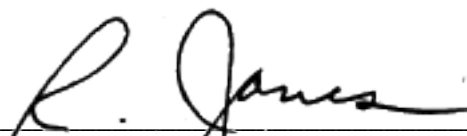
IT IS FURTHER ORDERED that the Clerk shall DETACH and FILE the Complaint (ECF No. 1-1).

IT IS FURTHER ORDERED that the Complaint is DISMISSED, without leave to amend, and the Clerk shall enter judgment and close the case.

IT IS FURTHER ORDERED that all other pending motions are DENIED.

IT IS SO ORDERED.

Dated this 9th day of June, 2015.

  
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ROBERT C. JONES  
United States District Judge